

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina 29403-5107
and the
S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT
1362 McMillan Avenue, Suite 400
Charleston, South Carolina 29405

REGULATORY DIVISION
Refer to: P/N #2004-1W-393-P

30 DECEMBER 2004

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Section 401 of the Clean Water Act (33 U.S.C. 1344), and the South Carolina Coastal Zone Management Act (48-39-10 et seq.) an application has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

Cann-Hal, S.S.C. General Partnership
n/k/a Cann-Hal, LLC
c/o McNair Law Firm, PA
140 East Bay Street
Charleston, South Carolina 29402

For a permit to construct floating docks and to place decking over an existing travel lift pier adjacent to the

WANDO RIVER

at a location on the northern bank 0.43 miles downstream from the SC Highway 41 bridge in Berkeley County, South Carolina (Latitude 33.927222°, Longitude 79.831111°)

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, 31 JANUARY 2005

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of constructing a full service marina in two phases and

installing an erosion control device in accordance with the attached drawings entitled Halsey-Cannon Boatyard (sheets 1, 3, 5 and 6 of 6 dated March 27, 1997, and sheets 2 and 4 of 6 revised dated February 5, 1998). Phase One will consist of constructing 160 dry storage slips and reconfiguring the existing docking facility to allow commercial mooring space for up to 20 vessels. This phase will include the installation of three 10' x 210' floating docks which will be attached to the existing fixed pier and floating dock as shown on sheet 2 of 6. These floating docks will be used for wet slips and for staging areas for the dry stack storage boats. Phase Two will consist of the addition of 200 dry stack storage spaces and the construction of a 363 linear foot wooden bulkhead. The bulkhead will be located approximately 1' landward of the SCDHEC-OCRM critical area line. The wooden bulkhead is authorized by Nationwide #13 by the Army Corps of Engineers and will require no further processing by this office. The proposed marina will include fueling, pump-out and restroom facilities. The fueling system will consist of above ground, upland located tanks and three fuel pumps located on the waterward most end of the existing floating dock as shown on sheet 2 of 6. The sewage pump-out system will consist of an Edwon portable pump-out that will be discharged into an existing upland located septic tank as shown on sheet 4 of 6. The purpose of the project, according to the applicant, is to create a full service marina.

Please note: This project was previously authorized under Department of the Army permit #97-1B-121 on February 19, 1998, however the Federal permit expired on March 31, 2001. The issued State permit was extended until October 27, 2005.

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, South Carolina 29403-5107.**

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards. The work shown on this application must also be certified as consistent with applicable provisions the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certifications are received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management

complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

Pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended), the District Engineer has consulted the most recently available information and has determined that the project is not likely to adversely affect any Federally endangered, threatened, or proposed species or result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request for written concurrence from the U.S. Fish and Wildlife Service and/or the National Marine Fisheries Service on this determination.

The District Engineer has consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. Consultation of the National Register constitutes the extent of cultural resource investigations by the District Engineer, and he is otherwise unaware of the presence of such resources. Presently unknown archaeological, scientific, prehistorical, or historical data may be lost or destroyed by the work to be accomplished under the requested permit.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.


The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an

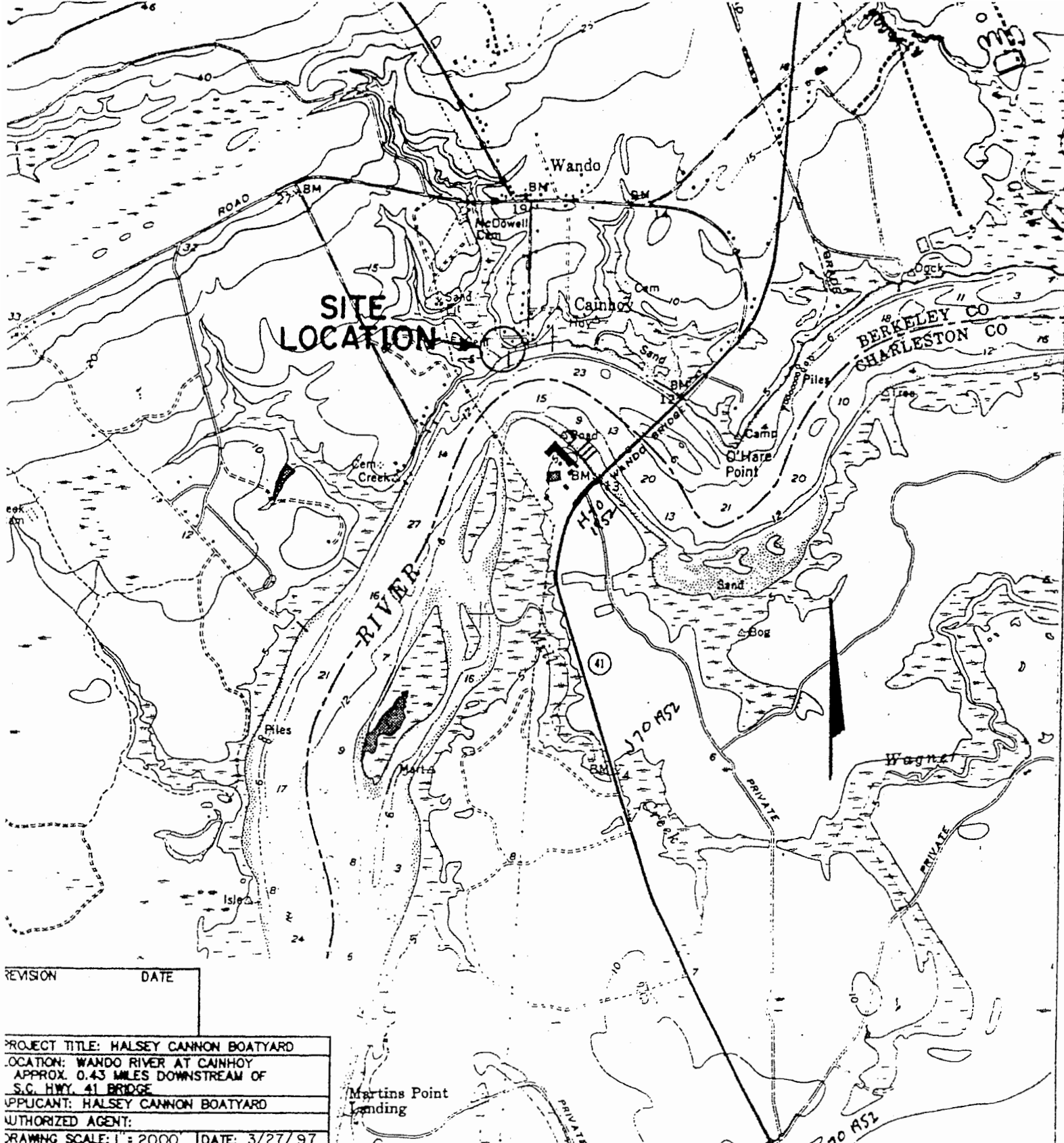
30 DECEMBER 2004

Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact me at 843-329-8044 or toll free at 1-866-329-8187.

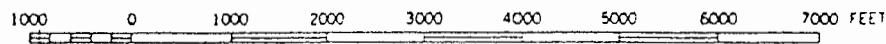
A handwritten signature in black ink that reads "Debra W. King". The signature is written in a cursive, flowing style.

Debra W. King
Project Manager
Regulatory Division
U.S. Army Corps of Engineers



REVISION	DATE

PROJECT TITLE: HALSEY CANNON BOATYARD	
LOCATION: WANDO RIVER AT CAINHOY APPROX. 0.43 MILES DOWNSTREAM OF S.C. HWY. 41 BRIDGE	
APPLICANT: HALSEY CANNON BOATYARD	
AUTHORIZED AGENT:	
DRAWING SCALE: 1" = 2000'	DATE: 3/27/97
APPLICATION #	SHEET 1A OF 6



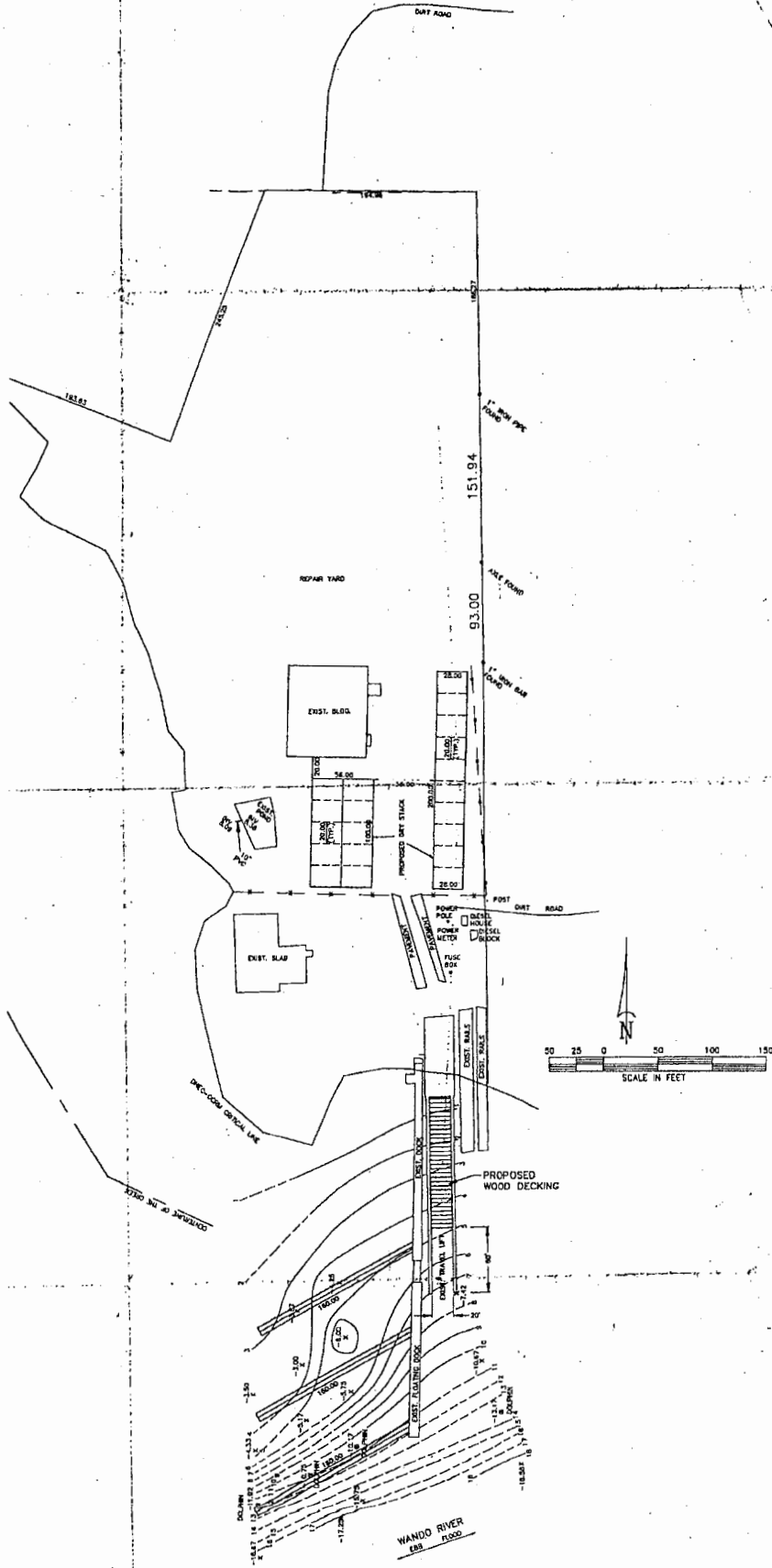
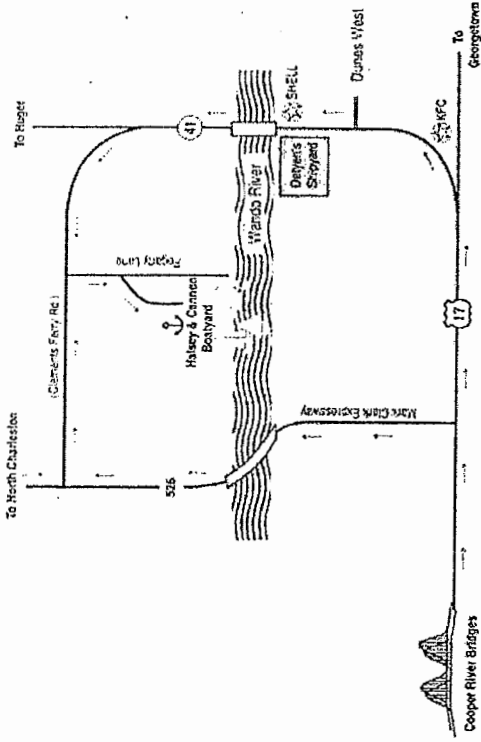
P/N 2004-1W-393-P

SOURCE:
UNITED STATES DEPARTMENT
OF THE INTERIOR GEOLOGICAL
SURVEY (CAINHOY, SOUTH
CAROLINA QUADRANGLE)

LOCATION MAP HALSEY-CANNON BOAT YARD

NOT TO SCALE

Project Title: Halsey Cannon Bootyard
 Location: Wando River at Cainhoy Approx 0.43 miles
 downstream of SC Hwy 41 bridge
 Applicant: Halsey Cannon Bootyard
 P/N 2004-1W-393-P
 sheet 1B of 6



DHEC-OCRM CRITICAL LINE

REST ROOMS

STORAGE AREA FOR SPILL CONTAINMENT EQUIPMENT

EXIST. BLDG.

PAVEMENT

APPROXIMATE LOCATION OF SEPTIC TANK AND TILE FIELD
EXIST. WELL

PROPOSED DRY STACK

DIRT ROAD

PROPOSED DECKING

WATER LINES

EXIST. DOCK

EXIST. RAILS
EXIST. RAILS

EXIST. TRAVEL LIFT

FUEL PUMPS
DOCKMASTER & PUMP OUT STATION

WANDO RIVER
FLOOD

Property Owner
George A. Detgen
Property Line

SCALE: 1" = 100'

100 50 0 100 200 300

SCALE IN FEET

THESE THREE DOCKS ARE
LIMITED TO TWENTY PEDISTALS
FOR PERMANENT MOORINGS

P/N 2004-1W-393-P

REVISION	DATE
1	2/5/98
PROJECT TITLE: HALSEY CANNON BOATYARD	
LOCATION: WANDO RIVER AT CAINHOY APPROX. 0.43 MILES DOWNSTREAM OF S.C. HWY. 41 BRIDGE	
APPLICANT: HALSEY CANNON BOATYARD	
AUTHORIZED AGENT:	
DRAWING SCALE: 1" = 100'	DATE: 3/27/97
APPLICATION #	SHEET 2 OF 6

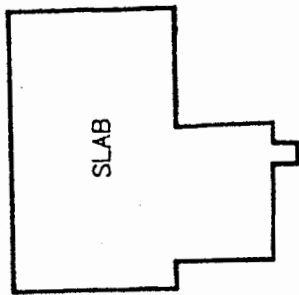
CENTERLINE OF THE CREEK

50' STAGING
AREA FOR DRY STACK

50' STAGING
AREA FOR DRY STACK

WATER LINES

WATER LINE



- POWER POLE
- POWER METER
- FUSS BOX
- DIESEL HOUSE
- DIESEL BLOCK



DHEC-OCRM CRITICAL LINE

DHEC-OCRM CRITICAL LINE

CENTERLINE OF THE CREEK

EXIST. DOCK

EXIST. RAILS

EXIST. RAILS

PROPOSED STEEL DECKING

EXIST. TRAVEL LIFT

EXIST. FLOATING DOCK

60'

20'

0' 50' 100'

SCALE: 1" = 50'

REVISION	DATE

PROJECT TITLE: HALSEY CANNON BOATYARD	
LOCATION: WANDO RIVER AT CAINHOY APPROX. 0.43 MILES DOWNSTREAM OF S.C. HWY. 41 BRIDGE	
APPLICANT: HALSEY CANNON BOATYARD	
AUTHORIZED AGENT:	
DRAWING SCALE: 1" = 50'	DATE: 3/27/97
APPLICATION #	SHEET 3 OF 6

2

3

-3.50 X

-3.67 X

-3.00 X

-5.17 X

-4.25 X

-6.00 X

-5.75 X

10

9

8

7

6

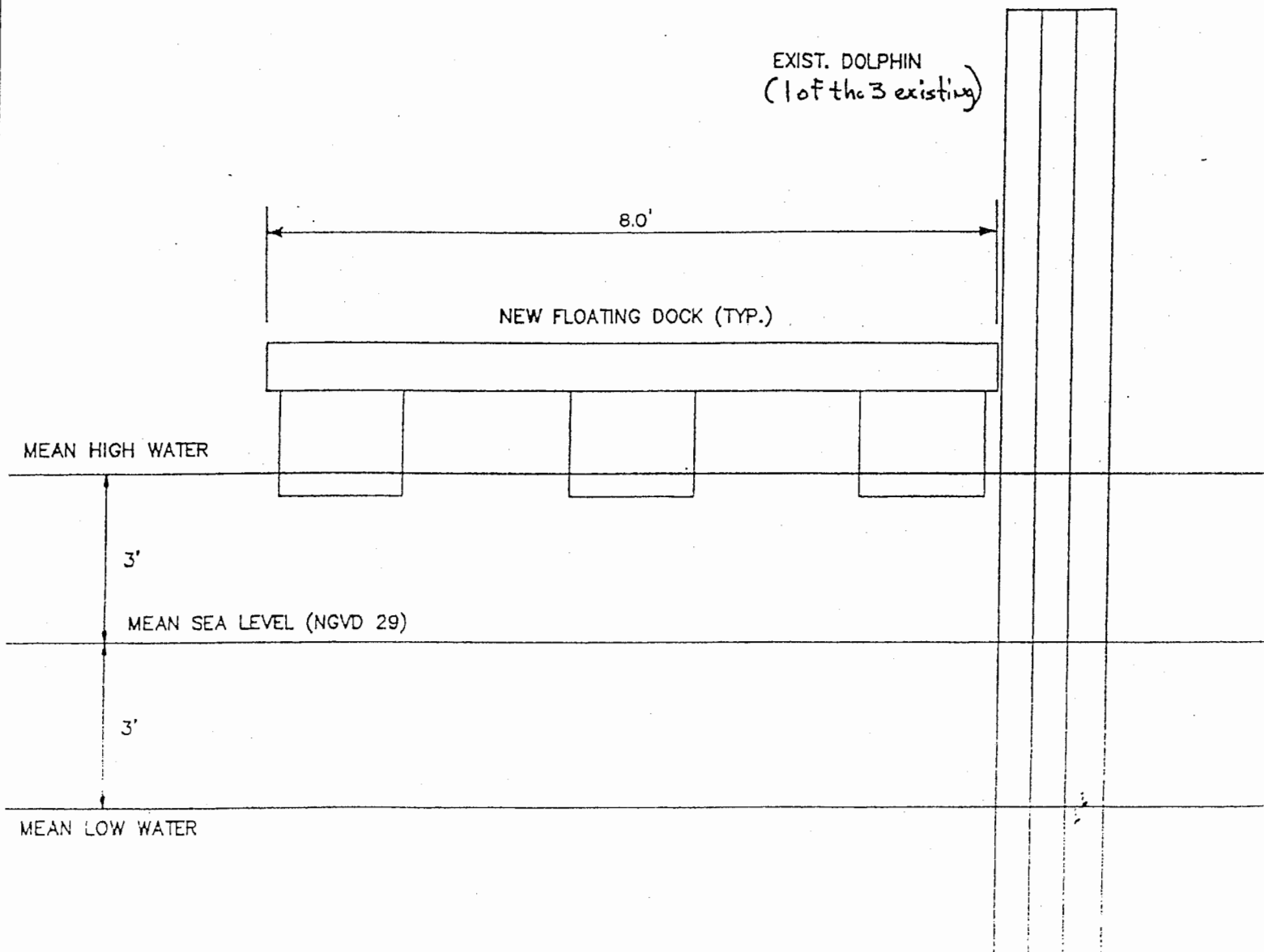
5

4

3

2

1

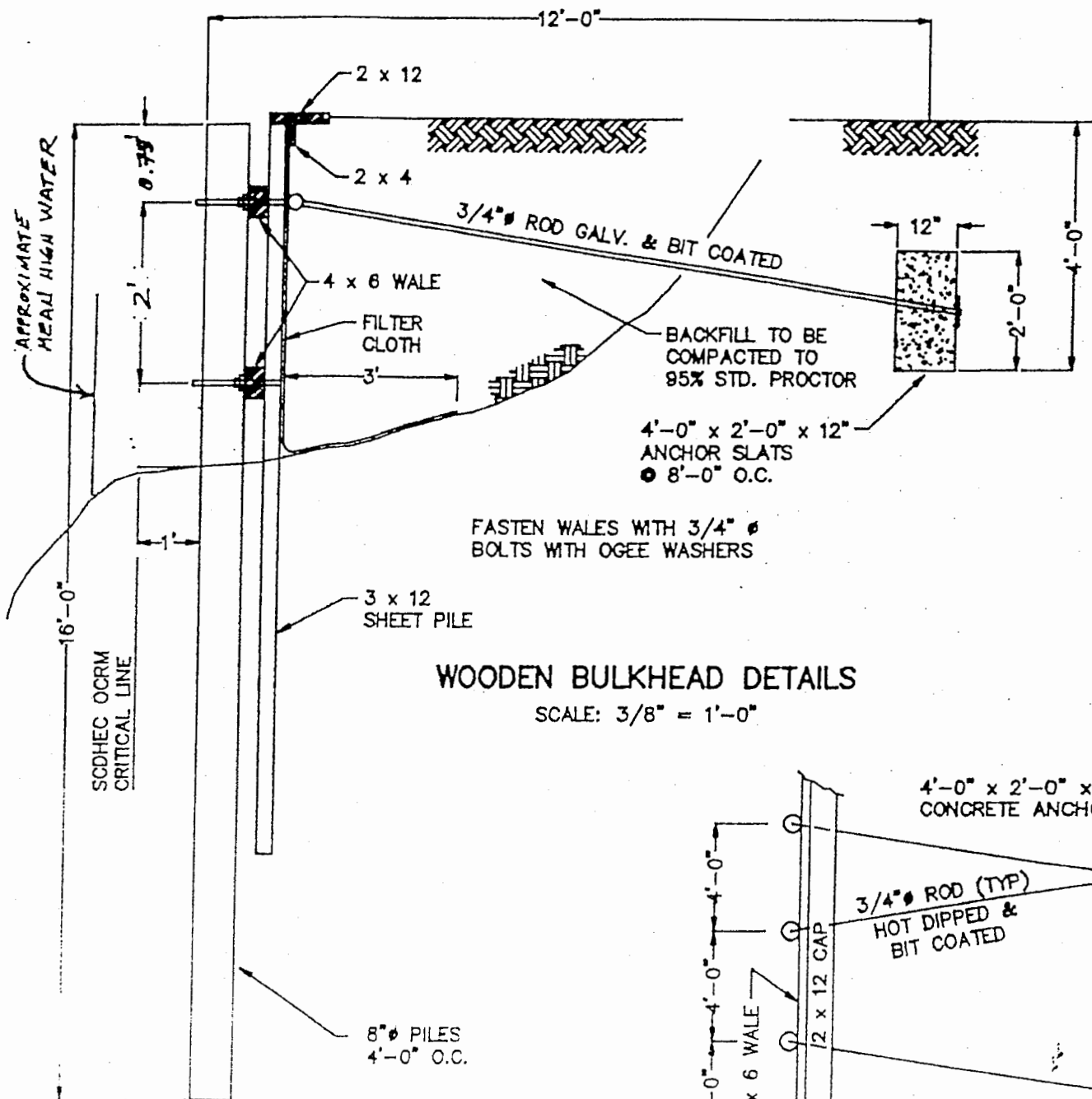


SECTION THROUGH NEW
FLOATING DOCK AT DOLPHIN

NO SCALE

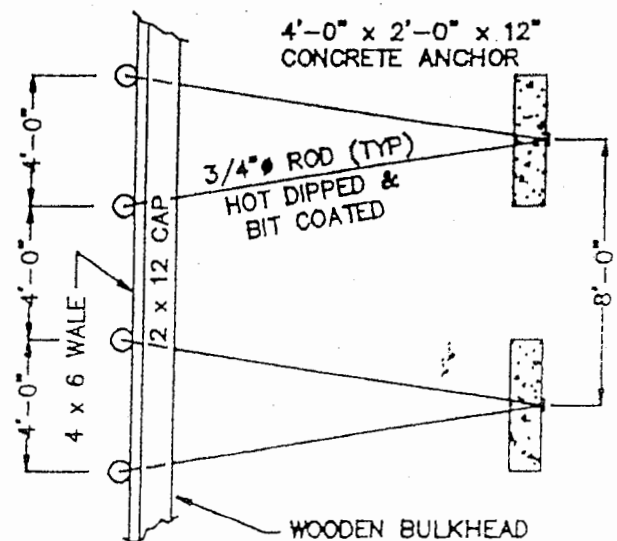
P/N 2004-1W-393-P

REVISION	DATE
PROJECT TITLE: HALSEY CANNON BOATYARD	
LOCATION: WANDO RIVER AT CANNHOY	
APPROX. 0.43 MILES DOWNSTREAM OF	
S.C. HWY. 41 BRIDGE	
APPLICANT: HALSEY CANNON BOATYARD	
AUTHORIZED AGENT:	
DRAWING SCALE: NONE	DATE: 3/27/97
APPLICATION #	SHEET 5 OF 5



WOODEN BULKHEAD DETAILS

SCALE: 3/8" = 1'-0"



NOTES: P/N 2004-1W-393-P

1. ALL WOOD TREATMENT TO BE WOLMANIZED 2.50 lbs./cf RETENTION OR EQUAL
2. ALL NUTS, BOLTS, WASHERS ETC. TO BE GALVAINIZED.

REVISION DATE

PARTIAL PLAN

SCALE: 1/8" = 1'-0"

PROJECT TITLE: HALSEY CANNON BOATYARD	
LOCATION: WANDO RIVER AT CAINHOY APPROX. 0.43 MILES DOWNSTREAM OF S.C. HWY. 41 BRIDGE	
APPLICANT: HALSEY CANNON BOATYARD	
AUTHORIZED AGENT:	
DRAWING SCALE: 1/8" = 1'-0"	DATE: 3/27/97
APPLICATION #	SHEET 6 OF 6